

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Robert D. Mass  Serial No.: 09/863,101  Filed: May 18, 2001	Group Art Unit: 1642  Examiner: Laura B. Goddard  Confirmation No: 9233  CUSTOMER NO: 09157
For: GENE DETECTION ASSAY FOR IMPROVING THE LIKELIHOOD OF AN EFFECTIVE RESPONSE TO AN ERBB ANTAGONIST CANCER THERAPY	Electronically Filed On:  March 23, 2007

**PETITION AND FEE FOR THREE MONTH EXTENSION OF TIME**  
**(37 CFR 1.136(a))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant petitions the Commissioner of Patents and Trademarks to extend the time for response to the Final Office Action dated June 20, 2006 for three months from December 23, 2006 to March 23, 2007. Please note that the Notice of Appeal was received by the PTO on October 23, 2006. The extended time for response does not exceed the statutory period.

Please charge Deposit Account No. 07-0630 in the amount of \$1,020 to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to this deposit account. A duplicate of this sheet is enclosed.

Respectfully submitted,  
GENENTECH, INC.

Date: March 23, 2007

By: /Wendy M. Lee/  
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